John J. Sollecito, Director (518) 457-1723

January 11, 1984

1085 Restaurant Corporation 300 Garden City Plaza - Rm. 504 Garden City, NY 11530

Gentlemen:

Please take notice of the Default Order of the State Tax Commission enclosed herewith.

Please take further notice that pursuant to Section(s) 1090(a) of the Tax Law, any proceeding in court to review this decision must be commenced within 4 months from the date of this notice.

Inquiries concerning the computation of tax due or refund allowed in accordance with this decision may be addressed to the undersigned at the above address.

very cruny yours

Supervisor of Tax Conferences

cc: Taxing Bureau's Representative

In the Matter of the Petition

of

1085 Restaurant Corporation

DEFAULT ORDER

83-C-36

for Redetermination of a Deficiency or Revision of :

a Determination or Refund of

Corporation Franchise Tax under Article 9A

of the Tax Law for the Period 1/31/81.

Petitioner(s) 1085 Restaurant Corporation filed a petition for redetermination of a deficiency or revision of a determination or refund of Corporation Franchise Tax under Article 9A of the Tax Law for the Period 1/31/81. File No. 36317.

A pre-hearing conference on the petition was scheduled before Regina Jaffe, at the offices of the State Tax Commission, Two World Trade Center, Room 65-51, New York, New York 10047 on Friday, October 28, 1983 at 9:00 a.m. Notice of said pre-hearing conference was given to petitioner(s). Petitioner(s) did not appear at the pre-hearing conference. A default has been duly noted.

Now on motion of the State Tax Commission, it is

ORDERED that the petition of 1085 Restaurant Corporation be and the same is hereby denied.

DEFAULT ORDER
ADOPTED BY THE STATE TAX COMMISSION
ALBANY, NEW YORK
JANUARY 11, 1984